

OCT 7 - 2004
OFFICE OF THE CLERK
SUPREME COURT, U.S.

SEPTEMBER 24, 2004

Clerk
U.S. Supreme Court
First Street N.E.
Washington, D.C. 20543

NOTE: SOME PAGES
ARE 2 Sided, BUT THE
ONES THAT HAVE AN X
THROUGH THEM ARE USED
DUE TO DENIAL OF
ACCESS TO CLEAR PAGES BY
STATE AGENCIES.

RE: Application for A Rule 30 EXTENSION OF TIME (14)

DEAR Clerk:

I AM INCARCERATED IN A STATE CORRECTIONAL
INSTITUTION. AND I WOULD REQUEST AN 60 DAY'S
ADDITIONAL TIME, IN ORDER TO FILE A PETITION FOR
A WRIT OF HABEAS CORPUS THAT I WOULD THEREFORE SHOW:

1) ON 6-29-04 THE DELAWARE SUP-
REME COURT RENDERED AN OPINION TO MY APPEAL
OF MY STATE COURT HABEAS CORPUS APPLICATION.
("SEE EXHIBIT A")

2) THEREAFTER A TIMELY MOTION FOR
REARGUMENT WAS FILED AND ON 7-8-04 THE
APPLICATION/MOTION WAS DENIED. ("SEE EXHIBIT B")

3) ON 7-15-04 THE DELAWARE SUPREME
COURT'S MANDATE WAS ISSUED. ("SEE EXHIBIT C")

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Exhibit G

4.) IVE ATTACHED (NON-EDITED) DE
Supreme Court DOCKET HEREIN. (SEE EXHIBIT D)

5.) ON SEPTEMBER 7, 2004 I WAS
TRANSFERRED FROM ONE PART OF THE INSTITUTION
TO ANOTHER AND ALL OF MY LEGAL FILES, RESEARCH
MATERIALS, LAW BOOKS, AND SCABE MATERIALS
WERE ILLEGALLY SEIZED BY A STATE ACTOR,
CAPT. F. KROMKA, WHO RETALIATED AGAINST ME AND
DID SO KNOWINGLY AWARE OF HIS ACTIONS AND
DID SO WITH MALICE AND INTENT TO DISRUPT AND
PREVENT ACCESS TO THIS COURT AND OTHER
COURTS. IN WHICH ACTIVE LEGAL FILES WERE HELD
AS EVIDENCE IN A DISCIPLINARY INFRACTION COURT
FILED SPECIALLY TO CAUSE FURTHER HARM AND SUB-
JECT OF SUBORDINATE'S AND SUPERORDINATE'S JUDICIAL
ISSUED UPON IT. SAVAR FROM THE SUPERIOR
COURT IN AND FOR KENT COUNTY IN CA. NO. 04-
12-003-JTU. SET. FOR A HEARING ON OCTOBER 28,
2004. (SEE EXHIBIT E)

6.) ON 9-23 AND 9-29 (SEE EXHIBIT F)
I REQUESTED AND RECEIVED SCABE MATERIALS
AFTER (2) REQUESTS, FOR MATERIALS TO COMPLETE
A 9-30-04 FILING AND ABANDONED THIS FOR
THE FOREGOING RULE 30 MOTION.

(2)

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4.) ON SEPTEMBER 22, 2004 AT A DISCIPLINARY HEARING ON THE EVIDENCE HELD IN THE AFORESAID SEIZURE OF J. SAVAGE ASSURED ME I WOULD GET ALL MY ²⁰⁰ FILES ETC. BACK. THIS HAS NOT BEEN DONE AND AS OF THIS DATE I HAVE INSTITUTED STAYS IN ALL CASES IN- WHICH I HAVE PENDING CASES AND FILED AN EMERGENCY PETITION W/ INJUNCTION AND RELIEF APPLICATION IN U.S. COURT # 9 FOR ITEMS THAT ARE NOT RETURNED.

I DO NOT EXPECT THESE STATE AGENTS TO GIVE ME ALL MATERIALS BACK THAT IS WHY IVE ASKED FOR 60 DAYS IN WHICH I CAN OBTAIN EMERGENCY RELIEF FROM DELAWARE'S FEDERAL COURT SUBMISSIONS.

THANK YOU FOR YOU TIME IN THE MANNER HEREIN.

XC: file
 << ATTORNEY GENERAL M. JANE BOALY
 WARDEN I. GARROLL VIA S. BORRIS
 Hon. William J. Witham Jr
 Hon. E. Scott Bradley
 Hon. Max A. Mayberry
 Kim AQUAZIAN ESQ.
 John Williams ESQ.

ATTACHMENTS: EXHIBITS ('A') THROUGH ('F')

Respectfully Submitted,

KONATH E. PROCTOR JR.
 #0063750 SHUGRUE
 1181 Oakbrook Rd.
 Smyrna, Delaware
 19977-9619

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SUPREME COURT OF THE UNITED STATES
OFFICE OF THE CLERK
WASHINGTON, DC 20543-0001

*Rec'd
10-13-04*

October 7, 2004

WILLIAM K. SUTER
CLERK OF THE COURT

AREA CODE 202
479-3011

Ronald E. Proctor
#163750
1181 Paddock Road
Smyrna, DE 19977-9679

RE: Ronald E. Proctor, Jr. v. Delaware

Dear Mr. Proctor:

The application for an extension of time within which to file a petition for a writ of certiorari in the above-entitled case was postmarked October 1, 2004 and received October 7, 2004. The application is returned for the following reason(s):

The application is out-of-time. The date of the lower court judgment or order denying a timely petition for rehearing was June 29, 2004. Therefore the application for an extension of time was due on or before September 27, 2004. Rules 13.1, 30.1 and 30.2. When the time to file a petition for a writ of certiorari in a civil case has expired (including any habeas action), the Court no longer has the power to review the petition or to consider an application for an extension of time to file the petition.

Sincerely,
William K. Suter, Clerk
By:

Jeffrey Atkins
Jeffrey Atkins
(202) 479-3263

Enclosures

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#0277X OCTOBER 25, 2004
Clark
Jeffrey Atkins
U.S. Supreme Court
1 First St. NE.
Nash, DC. 20543

Rec BACK
From Jib
Jaw
11-4-04

Re: ATTACHED

DEAR Sir:

I would ASSESS THE MAIL BOX
RULE AS 9-24-04 AS THE DATE OF
Placing This Filing INTO THE INST. MAILING
SYSTEM AS THE EFFECTIVE DATE OF FILING
THUS, IT WAS FILED TIMELY. PLEASE REPLY
ACCORDINGLY.

XC: file
CC: ATTORNEY GENERAL'S OFFICE

Sincerely,
[Signature]

Ronald E. Crisp
1181 [Signature]
Smith DC
11/11

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Inmate Grievance Office

[Signature]